


MERCURY-CONTAINING AND RECHARGEABLE BATTERY MANAGEMENT ACT37-3. Administrative Enforcement: Issuances of Complaints, Administrative
Compliance Orders, and Signing of Consent Agreements

1. **AUTHORITY.** Pursuant to section 5 of the Mercury-Containing and Rechargeable Battery Management Act, to make determinations of violations of the Act; to issue warning letters or other notices; to file administrative complaints against alleged violators of the Act for the purpose of proposing civil penalties, requiring compliance, or both, as provided for in the Act; to issue administrative compliance orders; and to negotiate and sign consent agreements memorializing the settlements between the Agency and respondents.
2. **TO WHOM DELEGATED.** Director, Enforcement and Compliance Assurance Division.
3. **LIMITATIONS.**
 - a. This authority may only be exercised prior to the alleged violator's filing an answer or failure to file an answer to a complaint.
 - b. This authority may be exercised only for those cases initiated by Region 8. Any official exercising the authority to issue complaints or compliance orders or to sign consent agreements must obtain the advance concurrence of the regional counsel or designee.
4. **REDELEGATION AUTHORITY.** These authorities may be redelegated to the branch chief level, or equivalent, and no further.
5. **ADDITIONAL REFERENCES.** None.



Gregory Sopkin
Regional Administrator



Date